

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE:

PREMIERE NETWORK SERVICES, INC.

DOCKET NOS. TCU-00-52
WRU-00-66-3495

ORDER EXTENDING DATE FOR DETERMINATION OF APPLICATION

(Issued December 1, 2000)

On September 5, 2000, Premiere Network Services, Inc. (Premiere), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), to offer statewide competitive local exchange service in Iowa. The application has been identified as Docket No. TCU-00-52. Premiere made an additional filing on September 5, 2000, requesting that the Utilities Board (Board) grant it waivers of certain rules and regulations. The request for waivers was identified as Docket No. WRU-00-66-3495.

Iowa Code § 476.29(2) (1999) provides that the local exchange carrier shall not be denied a certificate if the Board finds that the applicant "possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with the public interest." The statute also provides that the Board shall make a determination concerning the application within 90 days, unless the Board determines that additional time is necessary to consider the application. In that case, the Board may extend the time for making a determination for an additional 60 days.

In the application, Premiere states that it gave notice to all affected telecommunications carriers. The application states that a list of those companies served was included in the filing, but the application filed with the Board does not contain the list. When contacted, Premiere stated they could not provide the list. Since Premiere cannot provide proof of the notice required by Iowa Code § 476.29(2) and sufficient notice cannot be given before the November 3, 2000, deadline for making a determination, the Board will extend the determination date an additional 60 days. The Board finds that additional time is necessary to ensure the application is in compliance with Iowa statutes and to consider the application.

IT IS THEREFORE ORDERED:

The Board extends the date for making a determination on the application, tariff, and waivers filed by Premiere Network Services, Inc., from December 3, 2000, to February 1, 2000.

UTILITIES BOARD

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr. /s/ Diane Munns
Executive Secretary

Dated at Des Moines, Iowa, this 1st day of December, 2000.